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CERTIFICATE OF TRANSMISSION

I hereby certify that I am transmitting this correspondence to the Commissioner for Patents at the United States Patent and Trademark Office by telephone facsimile to telephone number (571) 273-8300 on June 30, 2006.

By:

J. Michael Neary
J. Michael NearyOct. 20, 2006

Date: Oct. 20, 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Gerald J. Julien)
Serial No.: 10/505,356) Group A.U. 3618
Filing Date: August 19, 2004) Examiner: John Daniel Walters
Title: Nitinol Ice Blades)

Request for Clarification

Oct. 20, 2006

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

An Office Action dated Oct. 17, 2006, rejects claims 1-4 and 13-15 on a new ground of rejection, but the Office Action does not acknowledge or refer to a Rule 132 Declaration that accompanied Applicant's Response Dated June 30, 2006 to the Office Action dated March 31, 2006, nor did the subsequent Restriction Requirement dated Sept. 1, 2006. Therefore, Applicant is in doubt whether the Rule 132 Declaration has been entered and considered. Clarification is requested.

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Respectfully submitted,

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